

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>ESTATE OF JOHNSON,</b> <i>JOHNSON, ANTHONY, BENEFICIARY CLAIMANT,</i>  v.  <b>STATE OF PENNSYLVANIA, et al.</b>	<b>CIVIL ACTION</b>  <b>NO. 21-cv-04597-MMB</b>
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**ORDER**

**AND NOW**, this 14<sup>th</sup> day of December 2021, upon consideration of Defendant's First Motion to Dismiss for Failure to State a Claim (ECF No. 8), it is **ORDERED** that Defendant's motion is **GRANTED**. Plaintiff's Complaint (ECF No. 1) is **DISMISSED WITH PREJUDICE**, for lack of substantive merit and other reasons.

Accordingly, Plaintiff's Petition for Emergency Stay (ECF No. 14) is hereby **ORDERED DENIED AS MOOT**.

The Clerk of Court is directed to close this case.

**BY THE COURT:**

/s/ **MICHAEL M. BAYLSON**

**MICHAEL M. BAYLSON, U.S.D.J.**